

IN THE SUPREME COURT OF WESTERN AUSTRALIA
HELD AT PERTH

B E T W E E N

METALYSIS LABORATORY SERVICES PTY LTD
(ACN 008 898 569)

TESTRUM TESTING SERVICES PTY LTD
(ACN 001 488 965)

Plaintiffs

and

SCITECH LABORATORY SERVICES PTY LTD
(ACN 257 986 885)

First Defendant

LEDGE MINING SERVICE PTY LTD
(ACN 001 258 963)

Second Defendant

**WRIT OF SUMMONS
INDORSED WITH STATEMENT OF CLAIM
DATED 26 APRIL 2024**

Date of Document: 28-04-2023

Filed on behalf of: The Plaintiff

Date of Filing:

Prepared by:
Notre Dame Attorney
Level 11
101 St George Terrace
Perth, Western Australia

Telegram: (08) 9-
Ref:

To: Scitech laboratory services Pty ltd
(ACN 257 986 885)

of

Ledge mining service Pty ltd
(ACN 001 258 963)

16 A Ballantyne Road in Postal Code 6105 Kewdale, Western Australia.

Level 12, 258 [St. Georges Terrace in Postal Code 6000 Perth, Western Australia.

You are formally communicated that, within 14 days of the day after the service¹ of this writ on agent or servant, inclusive of the day of abovementioned service, caused an oral examination to be entered for you in our Supreme Court in an punctuation at the suit of the plaintiff; and take note that in default of stating, the plaintiff may proceed therein and judgement may be given in the absence.

WITNESS: THE HONOURABLE PETER QUINLAN Chief Justice of Western Australia, the
Twenty eight day of the April 2023.

Introductory Note: Agent or Servant of the parties are required to answer/ the thereof statement.

Incorporated Parties²

Plaintiffs

Metalysis laboratory Services Pty Ltd (ACN 008 898 569) duly incorporated³, maintained register⁴ and registered⁵ at 50 Baile Road in Postal/Geospatial Code - 6155, Canning Vale, Western Australia and outside of Australia.

¹ *Corporations Act 2001*

² *Hubbard Association of Scientologists International v Anderson [1971] VR 788.*

³ *Maldex Ltd v Recon Ltd [1948] VLR 59.*

⁴ *Australian Securities and Investments Commission.*

⁵ *Watkins v Scottish Imperial Insurance Co (1889) 23 QBD 285; McCue v A/asian United Steam navigator Co (1889) 15 VLR 332.*

Testrum Testing Services Pty Ltd (ACN 001 488 965) duly incorporated⁶ , maintained register⁷ and registered⁸ at Level 11,111 [St. Georges Terrace in Geospatial Code-6000,Perth, Western Australia.

Defendants

Scitech Laboratory Services Pty ltd (ACN 257 986 885) duly incorporated⁹, maintained register¹⁰ and registered¹¹ at 16 A Ballantyne Road in Postal Code - 6105 Kewdale, Western Australia and Geospatial Code - Africa.

Ledge Mining Service Pty Ltd (ACN 001 258 963) duly incorporated¹² maintained register¹³ and registered¹⁴ at Level 12, 258 [St. Georges Terrace in Postal Code 6000 Perth, Western Australia.

Statement of Claim

Metalysis wore sequestration¹⁵ and ascertained the nature of incorporation¹⁶ therefore performed adherence¹⁷ and alleging natural interruption¹⁸ thereto introducing the invitation to annexure speech of interrogation of Property.

Testrum foreshadowed, the substantive law in an pertained action of obtaining signatory consent within the parameters of usage of writing, on the Testrum Information Technology Accessible

⁶ *Maldex Ltd v Recon Ltd [1948] VLR 59.*

⁷ *Australian Securities and Investments Commission.*

⁸ *Watkins v Scottish Imperial Insurance Co (1889) 23 QBD 285; McCue v A/asian United Steam navigator Co (1889) 15 VLR 332.*

⁹ *Maldex Ltd v Recon Ltd [1948] VLR 59.*

¹⁰ *Australian Securities and Investments Commission.*

¹¹ *Watkins v Scottish Imperial Insurance Co (1889) 23 QBD 285; McCue v A/asian United Steam navigator Co (1889) 15 VLR 332.*

¹² *Maldex Ltd v Recon Ltd [1948] VLR 59.*

¹³ *Australian Securities and Investments Commission.*

¹⁴ *Watkins v Scottish Imperial Insurance Co (1889) 23 QBD 285; McCue v A/asian United Steam navigator Co (1889) 15 VLR 332.*

¹⁵ *Foreign Judgement Act 1991.*

¹⁶ *Super Choice Now Pty Ltd v Bris Connection Management Company Ltd (2009) 259 ALR 451.*

¹⁷ *Copyright Act 1968,s 5.*

¹⁸ *Tyler v. Wilkinson 4 Mas. 404, Fed. Cas. No. 14,312; 2 Y. & J. 285.*

Use Policy owned by Testrum group of Companies , whereto register¹⁹ is not maintained. Therefore notifying the show cause action and requesting the moot in consideration of the confidential information.

Sci Tech adhered the binding orders of Pre- Action therefore implying the transaction valued \$47,523.27²⁰ is Fued²¹and therefore "Metalysis Testrum" sincerely inviting folio²² for interrogatories.²³

Dispute of principal issue have aggregated circumstantial evidence within the complexity of the modes in procedure²⁴ requesting a cast of the liable reasoning.

Sci Tech performance of the Directors duties²⁵ are detailed in its marketing services such as detection limits , use of demounted aluminium digestion block and fire assay services and invited good faith to Company , therefore requesting to share the opinion evidence.

Therefore , relief is sought for the aforementioned writ of summons.

¹⁹ *Australian Securities and Investments Commission.*

²⁰ *Decimal Currency Act 1965.*

²¹ *White, New Recop. b. 2, tit. 2, c. 2.*

²² *Thornton v. of Sturgis, 38 Mich. 639.*

²³ *Willis, int. Passim; Gresl. Eq. Ev. pt. 1, c. 3, s. 1;*

²⁴ *Parkin v James (1905) 2 CLR 315.*

²⁵ *Corporation Act 2001 Cth ,s 5.*